

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE**

**ALEXANDER SANTIAGO, ERIC  
GIDDENS, On behalf of THEMSELVES  
and All Others Similarly Situated,**

*Plaintiffs*

**v.**

**STANDARD CANDY COMPANY, INC.**

*Defendant.*

**COLLECTIVE ACTION**

**CASE NO. 3:13-cv-00426**

**JUDGE SHARP**

**MAGISTRATE JUDGE KNOWLES**

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**\*\*\*\*\*APPROVAL ORDER**

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Before the Court is the parties' Joint Motion to Approve Settlement Agreement (Court File No.132). For good cause shown, the parties' motion is **GRANTED**. The Court **ORDERS** as follows:

1. The Court approves the proposed settlement as set forth in the Settlement Agreement (the "Agreement") (Court File No. 132, exh. A), subject to the conditions stated in this Approval Order.

2. The claims of certain opt-in plaintiffs, who the parties agree are ineligible to participate in this collective action, are **DISMISSED WITHOUT PREJUDICE**. A list of these opt-in plaintiffs is attached as Exhibit 3 to the Settlement Agreement.

3. The Court, upon agreement of the parties, recognizes there may be additional class members in this action for the purpose of participating in the settlement as outlined in the Agreement. These potential additional class members are 343 individuals identified by Plaintiffs

for whom new contact information has been obtained (the “Additional Class”). These individuals are identified in Exhibit 2 to the Settlement Agreement.

4. The Collective Action Notice and Notice of Consent form, attached to the Agreement as Exhibit 4 (the “Notice” and “Notice of Consent” form), are authorized for distribution to the Additional Class. The notice shall be sent in both English and Spanish versions.

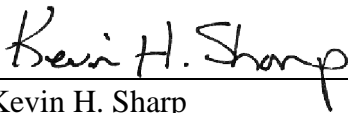
5. Plaintiffs’ counsel, or a qualified third party at Plaintiffs’ counsel’s direction, will distribute the Notice to the Additional Class via U.S. Mail. Each Notice will be accompanied by the Notice of Consent form and a return envelope, postage prepaid, addressed to Plaintiffs’ counsel.

6. Any Additional Class member who wishes to opt into this suit and take part in the described settlement must file with the Court a Notice of Consent form by no later than forty-five days from the date that notice is issued by Plaintiffs’ counsel.

7. No later than fourteen days after the re-notice period has closed, the parties shall file a joint motion for the Court to enter a Final Order disposing of this litigation.

It is so **ORDERED**.

ENTERED this 34<sup>th</sup> day of June 2014.

  
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Kevin H. Sharp  
U.S. District Court Judge

**APPROVED FOR ENTRY:**

s/David W. Garrison  
DAVID W. GARRISON  
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*Counsel for Standard Candy Company, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing [*Proposed*] *Approval Order* has been served on the following via the Court's CM/ECF system:

Douglas R. Pierce  
Richard C. Lowe  
Howard M. Kastrinsky  
King & Ballow  
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on this 30th day of May, 2014

/s/ David W. Garrison  
DAVID W. GARRISON  
BARRETT JOHNSTON, LLC